IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 16029 of 1996

Between:

R.Yadagiri, S/o Anjayya, aged about 39 years,

Occ: Time-Keeper, r/o H.No.1-6-287/A/32, Jamistanpur, Musheerabad, Hyderabad.

..... PETITIONER

AND

1. A.P.Foods, rep. By its Managing Director, Nacharam,Hyderabad-501 507.
2. The Manager (HRD), A.P.Foods, Nacharam, Hyderabad-501 507.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the records from the respondents and issue appropriate direction, order or a writ, particularly one in the nature of the Writ of Mandamus, declaring that the action of the respondent-corporation in not fixing the pay of the petitioner on par with his co-employees in the post of Time-keeper is illegal, unjust, contrary to law, arbitrary, discriminatory and violative of Art.14, 16 and 21 of the Constitution of India and direct for payment of call consequential benefits.

Counsel for the Petitioner:MR.A.Jayaprakash Rao

Counsel for the Respondents: Smt. G.Iravathi

The Court made the following :

O R D E R:

Petitioner, who entered the respondent company in 1977 as Security Guard was thereafter promoted as a time keeper in 1986 and put in the pay scale of Rs.350/-. His grievance is that similar to other employees promoted as Time Keepers, whose names are mentioned in para 3 of the affidavit filed in support of the writ petition, he was not placed in the pay of Rs. 400/- p.m. and that he has been unjustly treated and discriminated. Urging the grievance of discriminating pay scale granted in 1986, the petitioner filed the writ petition in 1996.

In the above facts and circumstances of the case, the writ petition is hopelessly barred by delay and laches and it does not call for interference by this Court.

In the result, the writ petition is dismissed. No costs.

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02-11-2004

MJL/*

To

1. The Managing Director, A.P.Foods, Nacharam,Hyderabad-501 507.
2. The Manager (HRD), A.P.Foods, Nacharam, Hyderabad-501 507.
3. 2 CD copies.